

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

DONALD BERDEAUX and CHRISTINE GRABLIIS,  
Individually and Behalf of All Others Similarly Situated,

Plaintiffs,

- against -

ONECOIN LTD.; RUJA IGNATOVA; SEBASTIAN  
GREENWOOD; MARK SCOTT; DAVID PIKE; NICOLE  
J. HUESMANN; GILBERT ARMENTA; and THE BANK  
OF NEW YORK MELLON,

Defendants.

No. 19-cv-4074-VEC

Hon. Valerie Caproni

**ORAL ARGUMENT  
REQUESTED**

**NOTICE OF THE BANK OF NEW YORK MELLON'S  
MOTION TO DISMISS THE SECOND AMENDED COMPLAINT**

PLEASE TAKE NOTICE THAT, upon the accompanying memorandum of law, the Declaration of Daniel S. Sinnreich and the accompanying exhibits, Defendant The Bank of New York Mellon will move this Court, before the Honorable Valerie Caproni, United States District Judge for the Southern District of New York, on a date and time set by the Court, for an order granting the defendant's motion to dismiss with prejudice all claims asserted in the Second Amended Complaint filed September 24, 2020, ECF No. 124, pursuant to Federal Rules of Civil Procedure 9(b) and 12(b)(6), and for such other relief as the Court may deem just and proper. The grounds for this motion are set forth in the accompanying memorandum of law.

Dated: New York, New York  
December 21, 2020

**PAUL, WEISS, RIFKIND, WHARTON &  
GARRISON LLP**

By: /s/ Audra J. Soloway  
Elizabeth M. Sacksteder  
Audra J. Soloway

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Mellon*